

IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.35037 of 2008
VISHAL PRAKASH
Versus
STATE OF BIHAR
With

Cr.Misc. No.36571 of 2008
1. RAM KISHORE RAUT
2. Rajesh Pal @ Rajesh Prasad
Versus

STATE OF BIHAR
- - - -

2. 11.9.2008 Heard.

This is really sad that such sort of offences are registered and for reasons which the Court does not want to express, the case has been registered under Sections 420,467,468 and 120(B) of the Indian Penal Code and Sections 2 and 3 of the Cruelty to Animal Act. The truck was carrying animal meat which was being carried to other part of the country and the truck was seized along with the consignment and the F.I.R. was lodged.

As I have already indicated that carrying animal meat from one place to another could not be an offence which could be defined by any Act. The cruelty to animal has been defined as appearing in the relevant Act and that the offences do not appear attracted.

Under the above facts and

circumstances, let the above named three petitioners in both these petitions be directed to be released from custody on their furnishing personal recognizance bonds each of Rs. 500/- only without any surety to the satisfaction of the Chief Judicial Magistrate, Khagaria, in Chautham P.S. Case No. 38 of 2008.

(Dharnidhar Jha, J.)

Kanth

